

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF PLEASANT VIEW CITY, UTAH**

December 8, 2015

The public meeting was held in the city office at 520 West Elberta Dr. in Pleasant View, Utah, commencing at 6:08 P.M.

MAYOR: Toby Mileski

COUNCILMEMBERS: Scott Boehme
Jerry Burns
Michael Humphreys
Steve Gibson
Tony Pitman

STAFF: Melinda Greenwood Valerie Claussen
Laurie Hellstrom Ryon Hadley

VISITORS: Cody Cardon Andy Nef
Sara Urry Boyd Hansen
James Cummings Daniel Jeppson
Robert Fehrmann Sharlene Pitman
Debbie Judkins Dave Skeen

Comments/Questions for the Mayor & Council for items not on the agenda.

Robert Fehrmann: has the council considered giving demographics of those residents on fixed incomes, retired, etc. before considering the TUF (Transportation Utility Fee)? People will be taxed until they can't afford to live here.

Consent Items:

Motion was made by CM Boehme to approve the consent items (minutes of November 10, 2015, November 17, 2015, and November 18, 2015, the bills of Pleasant View City and the Workers Compensation 2016 renewal rate). 2nd by CM Burns. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

1. Audit Presentation. (Presenter: Cody Cardon with Wood Richards and Associates)
The audit was presented.

2. Public Hearing, discussion, and possible action on a text amendment to remove Chapter 18.39 Transportation Oriented Development (TOD) from the City Municipal Code (ZTA 15-035). (Presenter: Valerie Claussen)

Motion was made by CM Boehme to go into a public hearing to consider an action on a text amendment to remove Chapter 18.39 Transportation Oriented Development (TOD) from the City Municipal Code (ZTA 15-035). 2nd by CM Pitman. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Valerie Claussen: the planning commission recommended the appeal. The TOD ordinance will be off the book but the existing zoned property will still have the TOD zone. The findings are in the report. CM Burns: how much acreage is left in the TOD zone? Valerie Claussen: approximately 11 acres. Dennis Skeen: am I vested in the TOD zone? Mayor Mileski: yes.

Motion was made by CM Humphreys to close the public hearing considering an action on a text amendment to remove Chapter 18.39 Transportation Oriented Development (TOD) from the City Municipal Code (ZTA 15-035). 2nd by CM Burns. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Motion was made by CM Gibson to remove Chapter 18.39 Transportation Oriented Development (TOD) from the City Municipal Code (Ordinance 2015-7). 2nd by CM Burns. Roll call vote. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

3. Public Hearing, discussion, and possible action on a text amendment to repeal or modify provisions of Chapter 18.25 Residential Multi-Family Zone (RM), Chapter 20.38 Gateway Zones, and Chapter 20.40 Mixed Use Zones from the City Municipal Code (ZTA 15-036). (Presenter: Valerie Claussen)

Motion was made by CM Boehme to go into a public hearing to consider a text amendment to repeal or modify provisions of Chapter 18.25 Residential Multi-Family Zone (RM), Chapter 20.38 Gateway Zones, and Chapter 20.40 Mixed Use Zones from the City Municipal Code (ZTA 15-036)). 2nd by CM Gibson. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Valerie Claussen: the recommendation from the planning commission is to repeal the RM Zone and modify Chapter 20. CM Gibson: is the residential along 2700 N? CM Pitman showed the Gateway Zones on the map. Andy Nef: the trailer park still has the zone (GWW). Valerie Claussen: this is a stop gap measure. There will be an element of mix use. Mayor Mileski: are there any public comments? Robert Fehrmann: what is listed under the mix use? Valerie Claussen: a lot of different things. There is a list. Mayor Mileski: no high residential can exist with this new change. Dave Skeen: did the zone allow homes? Valerie Claussen: yes. All residential is to be taken out of the mix use zones. Dave Skeen: if it is taken out no one will want to come in. If you take out something you need to add something. Mayor Mileski: we are applying for a grant to help with a study on a mix use balance.

Motion was made by CM Boehme to close the public hearing to consider a text amendment to repeal or modify provisions of Chapter 18.25 Residential Multi-Family Zone (RM), Chapter 20.38 Gateway Zones, and Chapter 20.40 Mixed Use Zones from the City Municipal Code (ZTA 15-036)). 2nd by CM Burns. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Motion was made by CM Boehme to repeal Chapter 18.25 RM zone and modify provisions of Chapter 18.25 Residential Multi-Family Zone (RM), Chapter 20.38 Gateway Zones, and Chapter 20.40 Mixed Use Zones from the City Municipal Code as outline in the report (Ordinance 2015-8). 2nd by CM Pitman. Roll call vote. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

4. Public Hearing, discussion and possible action to amend the 2015-2016 fiscal year budget. (Presenter: Laurie Hellstrom)

Motion was made by CM Gibson to open the public hearing to amend the 2015-2016 fiscal year budget. 2nd by CM Boehme. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Laurie Hellstrom: the amendments are presented in the resolution.

Motion was made by CM Gibson to end the public hearing to amend the 2015-2016 fiscal year budget. 2nd by CM Boehme. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Motion was made by CM Boehme to amend the 2015-2016 fiscal year budget (Resolution 2015-L). 2nd by CM Burns. Roll call vote. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

5. Discussion and possible action on the adoption of an ordinance to amend Section 10.16.030 of the Municipal Code regarding winter street parking. (Presenter: Melinda Greenwood)

Melinda Greenwood: the current ordinance on winter street parking is difficult to enforce. It was adopted in 2010. This is the first time the council has seen the proposal. We need a straight forward ordinance to eliminate parking. Ryon Hadley: the ordinance needs to be enforceable. It should state no parking between November and March for the purpose of snow removal. If they are parking on the street and there is no snow removal happening we would not ticket them.

Melinda Greenwood: whatever the proposal, I will run it by the city's prosecutor for review first.

Robert Fehrmann: 'street' is not defined. What about streets with no curb and gutter? Melinda Greenwood: we need to define street as the public right of way. Ryon Hadley: we look at paved areas. Mayor Mileski: suggested language - it is unlawful to park on the public right of way between November 15th and March 15th which would inhibit the ability to maintain snow plow operations.

Motion was made by CM Gibson to use Mayor Mileski's suggested language as stated above along with adding the definition of public right of way, having legal counsel review it and have it enforced by ordinance and published in January's newsletter. *(The ordinance will be placed on the January 12, 2016 agenda for approval because of additional changes recommended by the city prosecutor)*. 2nd by CM Pitman. Roll call vote. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

6. Discussion on planning commission's recommendation to amend park strip landscaping standards and water conservation measures. (Presenter: Valerie Claussen)

Valerie Claussen: changes to the park strips are a mixed bag. Some like grass but then how to save water. This is open to the city council for discussion. Melinda Greenwood: trees are a problem and they have to be trimmed to the appropriate height. CM Humphreys: there shouldn't be any trees in the park strip. CM Gibson: people would take care of grass better than zero grass. They are going to water that small area anyway. Let's not touch that. Mayor Mileski: it should be an option. It is okay for the planning commission to look at the yards. CM Burns: we should look at conservation but not make it mandatory. Andy Nef: the planning commission approved it to be mandatory. Mayor Mileski: the council wants it as an option not mandatory.

7. Discussion on landscape design concepts for the City Recreation Building and Key City Intersections.

Valerie Claussen: grass is easy to maintain. Two concept plans are provided. The city has no funds set aside for this project. What does the city council want to do? CM Gibson: put in parking stalls up to the building and widen the driving area. We need to unify the city but this is separate from the key areas of the city. Melinda Greenwood: we will bring this back to the council with next year CIP's.

8. Closed Meeting.

Motion was made by CM Gibson to go into a closed meeting for pending and imminent litigation. 2nd by CM Pitman. Roll call vote. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

Minutes of the closed meeting are protected records and are filed separately. Motion was made by CM Gibson to end the closed meeting. 2nd by CM Pitman. Roll call vote. Voting Aye: CM Boehme, CM Burns, CM Gibson, CM Pitman and CM Humphreys. Motion passed 5-0.

OTHER BUSINESS:

Valerie Claussen: Santa came this year. We are working to integrate the Youth Council and put Allison in the lead. Boys' basketball is starting. WFRC has invited us to apply for a code update with Farr West. The planning commission is hearing OP Tank's 2 year C.U.P. extension. Taylor Subdivision will be heard next month. We have a meeting tomorrow on the website and it will be awarded next month. Hales Engineering is doing a traffic study. We are though with Chapter 1 on Skyline Drive. The RDA agreement will be on the next month agenda.

Ryon Hadley: November's stats were reviewed. We are looking at realigning shifts and we are in need of a sergeant for the evening. There will be a salary increase. Overtime hours should offset the increase in salary. The position will be opened to all fulltime officers.

CM Boehme: Mayor, have you got with UTA regarding the use of funds and auditing? Mayor Mileski: they are putting together a mechanism and Weber County is aware of it. Weber County monies will stay in Weber County. CM Boehme: we also need the UTA buses to stay within the speed limits here in the city.

CM Pitman: thank you for letting me serve on the city council.

Melinda Greenwood: they are starting to paint the shop fence. CM Boehme: I like the lighter option better. Melinda Greenwood: Verizon will be breaking ground next week. It will take 45 days to finish. Crossing guards are needed at 2550 N. The public works department had a rough last week. They will be asking for additional personnel in the future.

Mayor Mileski: WACOG's R-O-W funding is an option for eminent domain. Part of attorney fees can be used for R-O-W issues and it will cover the initial attorney fees. Requiring a match of 3% to 7% was discussed. The CDBG grading scale will be used. All projects under \$250K will be funded. I have talked to the mayors about the Mosquito Abatement's wages and over spending. At the 911 meeting a \$7 million budget was approved for Spillman which start in March. The rumors newsletter was good. The Weber Coalition wants to help troubled youth at WHS. We have offered our building for their meetings. CM Gibson: I see that as a function of the school not of the city.

Adjournment: 8:46 P.M.